U.S. Department of Justice

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United States Attorney

*District of Columbia*

*Judiciary Center*
*555 Fourth St., N.W.*
*Washington, D.C. 20530*

February 24, 2022

**VIA E-MAIL**

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Re: *United States v. Samsel, et al.*
Case No. 21-cr-537-JMC

Dear Counsel:

As of February 24, 2022, the following discovery from each defendant's case file in the above-captioned case has been provided to you via the USAfx file-sharing system. All discovery is designated as "Sensitive" unless otherwise indicated below.

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| EtHdXwZU4BUGE8J.png | |
| 294 Search Warrant Photographs | |
| 10 Open-Source Videos<br>• y2mate.com - DC I come in Peace 1_1080p.mp4<br>• WASHINGTON DC INCIDENT LOTS OF RAW FOOTAGE.mp4<br>• Up the first barrier.mp4<br>• Peace Circle Video.mp4<br>• Movies & TV 2021-02-04 09-51-47.mp4<br>• Full video of initial breach and storming of Capitol grounds.mp4<br>• DC I Come in Peace #8.mp4<br>• DC I Come in Peace #8 - YouTube - Personal - Microsoft Edge 2021-02-03 15-51-15.mp4<br>• DC I come in Peace #1 - YouTube and 6 more pages - Personal - Microsoft Edge 2021-02-03 16-00-10.mp4<br>• 4. North Stairs West Terrace – C.E.mp4 | Not sensitive. |
| Officer C.E. Medical Records | HIGHLY SENSITIVE |
| Officer D.C. Interview 302 attachments | |
| SAMSEL Criminal History Report | |

| JAMES TATE GRANT | |
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| 61 Search Warrant Photographs | |
| GRANT Post-Arrest Interview Recording | |
| Capitol CCV Video (2 videos) | HIGHLY SENSITIVE |

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| 195 Search Warrant Photographs | |
| 3 Officer C.E. 302s and Attachments | |
| Officer C.E. Medical Records | HIGLY SENSITIVE |
| 9 Officer C.E. Injury Photos (Time-Stamped) | HIGHLY SENSITIVE |
| 14 Officer Interview 302s | |
| 16 Open-Source Videos<br>• Breaching of the West Capitol.main.1080p.mp4<br>• capital videos_5_1080p.,p4.mp4<br>• Captiol Hill - Washington D.C _ Jan. 6, 2021 [720p] Serial 74.mp4<br>• DC I Come in Peace_4_1080p.mp4<br>• ELIJAH SCHAFFER - CONTEXT Serial 74.mp4<br>• Emergency Washington DC Broadcast Firsthand Account Of Capitol Hill Siege.mp4<br>• FULL FOOTAGE Patriots STORM US Capitol (4K60fps).mp4<br>• Inside the 2021 Storming of the United States Capitol. Full, Unedited 81 Minutes.mp4<br>• January 6 DC RAW Video_1.1080p.mp4<br>• Police under attack at the US Capitol!!! {4K}.mp4<br>• Protesters Take Capitol Building Rear Courtyard #stopthesteal rally Jan 6th 2021 [720p] Serial 74.mp4<br>• RMG News long -- Inside the 2021 Storming of the US Capitol.mp4<br>• Townhall_6_1080p.mp4<br>• Up the first barrier.mp4<br>• YouTube Benjamin Reports.mp4<br>• “Anatomy of a Riot”.mp4 | Not sensitive. |

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| 4 Detention Hearing Exhibits<br>• U.S. Exhibit 1(a).mp4<br>• U.S. Exhibit 1(b).mp4<br>• U.S. Exhibit 1(c).mp4 | |

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| • U.S. Exhibit 1(c).mp4 | |
| 3 Officer C.E. Interviews (1/9/21, 2/12/21, 2/28/21) | |
| 9 Officer C.E. Injury Photos (Time-Stamped) | HIGHLY SENSITIVE |
| 1 Officer D.C. Interview and 2 Attachments (1/26/21) | |
| RANDOLPH Post-Arrest Interview Recording | |
| 8 Open-Source Videos:<br>• C1qv2Piln08g_cvt.mp4<br>• dyqCjsoqXweC_cvt.mp4<br>• Emergency Washington DC Broadcast Firsthand Account Of Capitol Hill Siege.mp4<br>• Farina video from peace circle.mp4<br>• Police under attack at the US Capitol!!! {4K}.mp4<br>• Up the first barrier.mp4<br>• Up the first barrier.mp4<br>• YouTube Benjamin Reports.mp4 | Not sensitive. |

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| 136 Search Warrant Photographs | |
| BLYTHE Post-Arrest Interview Recording | |

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| 8.25.21 Samsel GJ Transcript | HIGHLY SENSITIVE |
| 11.17.21 Samsel GJ Transcript | HIGHLY SENSITIVE |
| 12.1.21 Johnson_Randolph GJ Transcript & Exhibits | HIGHLY SENSITIVE |
| 12.15.21 Samsel_Grant GJ Transcript | HIGHLY SENSITIVE |
| 1.12.22 Samsel_Grant_Johnson_Randolph_Blythe GJ Transcript & Exhibits | HIGHLY SENSITIVE |

The devices for defendants Johnson, Blythe, and Grant are still being scoped and/or are the subject of pending litigation before the Court. Once these extractions are complete and/or all discovery disputes have been resolved, these extractions—along with all other defendants' devices—will be made available for inspection at the U.S. Attorney's Office in the District of Columbia. Please promptly contact us if you are interested in arranging a time to review these devices.

In addition to the above-mentioned devices, the following discovery items will be made available for review at the U.S. Attorney's Office in the District of Columbia: (1) jail calls for defendant Samsel; (2) medical scans for Officer C.E.; (3) defendant Samsel's medical records; (4) defendant Samsel's post-arrest interview and transcript; and (5) undercover recordings for defendant Randolph. Again, please promptly contact us to arrange for an in-person review of any of these items.

The discovery is unencrypted. Please contact me if you have any issues accessing the information, and to confer regarding pretrial discovery as provided in Fed. R. Crim. P. 16.1.

We recognize the government's discovery obligations under *Brady v. Maryland*, 373 U.S. 83 (1963), its progeny, and Rule 16. I will provide timely disclosure if any such material comes to light. Consistent with *Giglio*, *Ruiz*, and 18 U.S.C. § 3500, we will provide information about government witnesses prior to trial and in compliance with the court's trial management order.

We request reciprocal discovery to the fullest extent provided by Rule 16 of the Federal Rules of Criminal Procedure, including results or reports of any physical or mental examinations, or scientific tests or experiments, and any expert witness summaries. We also request that defendants disclose prior statements of any witnesses defendants intend to call to testify at any hearing or trial. *See* Fed. R. Crim. P. 26.2; *United States v. Nobles*, 422 U.S. 255 (1975). We request that such material be provided on the same basis upon which the government will provide defendants with materials relating to government witnesses.

Additionally, pursuant to Federal Rules of Criminal Procedure 12.1, 12.2, and 12.3, I request that defendants provide the government with the appropriate written notice if defendants plans to use one of the defenses referenced in those rules. Please provide any notice within the time period required by the Rules or allowed by the Court for the filing of any pretrial motions.

We will forward additional discovery as it becomes available. If you have any questions, please feel free to contact us.

Sincerely,

*/s/ Hava Mirell*
HAVA MIRELL
Assistant United States Attorney

*/s/ Robert C. Juman*
ROBERT C. JUMAN
Assistant United States Attorney

*/s/ Christopher Amore*
CHRISTOPHER AMORE
Assistant United States Attorney